

Robert J. Schoenberg  
RIKER, DANZIG, SCHERER, HYLAND & PERRETTI LLP  
Headquarters Plaza  
One Speedwell Avenue  
Morristown, NJ 07962-1981  
(973) 538-0800

Daniel N. Yannuzzi  
SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
12275 El Camino Real, Suite 200  
San Diego, California 92130-2006  
(858) 720-8900

Attorneys for Defendant  
Performance Designed Products LLC

Peter John Frazza, Esq.  
BUDD LARNER, P.C.  
150 John F. Kennedy Parkway  
Short Hills, NJ 07078  
(973) 379-4800

Attorneys for Plaintiffs/Third-Party  
Plaintiffs/Counterclaimants/Counter  
Defendants, Craig Thorner and Virtual Reality  
Feedback Corporation

CRAIG THORNER and VIRTUAL  
REALITY FEEDBACK CORPORATION,

Plaintiffs,

vs.

SONY COMPUTER ENTERTAINMENT  
AMERICA INC.; SONY COMPUTER  
ENTERTAINMENT INC.; GREGORY S.  
GEWIRTZ; LERNER DAVID  
LITTENBERG KRUMHOLZ &  
MENTLIK, LLP; PERFORMANCE  
DESIGNED PRODUCTS LLC; RILEY  
RUSSELL; LARRY C. RUSS; MARC A.  
FENSTER; and RUSS AUGUST &  
KABAT, a professional corporation,

Defendants.

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

Case No. 3:09-CV-01894-GEB-DEA

Hon. Garrett E. Brown, Jr., U.S.D.J.  
Hon. Douglas E. Arpert, U.S.M.J.

**STIPULATION AND ORDER  
DISMISSING WITH PREJUDICE  
FIRST AMENDED COMPLAINT  
AGAINST DEFENDANT  
PERFORMANCE DESIGNED  
PRODUCTS LLC**

*Document Filed Electronically*

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FEB 18 2010

AT 8:30 <sup>M</sup>  
WILLIAM T. WALSH  
CLERK

GREGORY S. GEWIRTZ, ESQ.;  
LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP,

Defendants/ Third-Party Plaintiffs,

vs.

GLEN M. DIEHL, ESQ. AND DIEHL  
SERVILLA, LLC,

Third-Party Defendants.

The matters in difference in the above-captioned matter having been amicably adjusted by and between the parties hereto, the parties, through their undersigned counsel, hereby stipulate and agree that the First Amended Complaint in the above-captioned action against Defendant Performance Designed Products LLC only be dismissed with prejudice and without costs to any party, each side to bear its own attorney's fees.

/s/ Peter John Frazza  
Budd Larner, P.C.  
*Attorneys for Plaintiffs/Third-Party  
Plaintiffs/Counterclaimants/Counter  
Defendants Craig Thorner and  
Virtual Reality Feedback Corp.*

/s/ Robert J. Schoenberg  
Riker, Danzig, Scherer, Hyland & Perretti LLP  
*Attorneys for Defendant  
Performance Designed Products, LLC*

Dated: February 17, 2010.

Dated: February 17, 2010.

IT IS SO ORDERED, this 18<sup>th</sup> day of February 2010.

  
\_\_\_\_\_  
HON. GARRETT E. BROWN, JR.  
United States District Judge